

BEFORE THE WISCONSIN EMPLOYMENT RELATIONS COMMISSION

Case VII
No. 18518 ME-1130
Decision No. 13257

Teamsters Union Local No. 695 having on November 19, 1974 filed a petition with the Wisconsin Employment Relations Commission requesting that an election be conducted among certain employees in the employ of City of Wisconsin Dells, Wisconsin, pursuant to Section 111.70, Wisconsin Statutes; and prior to hearing on such petition, the Petitioner having requested by letter dated January 7, 1975 to withdraw its petition;

That the petition filed in the instant matter be, and the same hereby is, dismissed.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

By

Morris Slavney, Chairman

Gherman Torosian, Commissioner

MEMORANDUM ACCOMPANYING ORDER OF DISMISSAL

Teamsters Union Local No. 695 filed a petition with the Commission requesting that an election be conducted among "all regular full-time employees of the City of Wisconsin Dells Water and Light Department, excluding supervisors, office clerical and all other employees of the Employer." On November 20, 1974, the Commission sent a letter to the Municipal Employer requesting it to furnish a list of names of the non-supervisory, non-confidential employees employed in the Water and Light Department as well as a copy of any collective bargaining agreement then in effect covering said employees. In response thereto, on November 25, 1974, the Commission received a copy of a collective bargaining agreement between the City of Wisconsin Dells and Local 1401 AFSCME, AFL-CIO, effective from January 1, 1974 through December 31, 1974. Said agreement provided that said collective bargaining agreement could be reopened prior to September 1. On December 2, 1974 a Notice of Hearing on said petition was mailed to the Municipal Employer, the Petitioner and to Local 1401 AFSCME, AFL-CIO. On December 6, 1974, the Commission received a letter from Local 1401, AFSCME, AFL-CIO, denying that it had disclaimed interest in representing the employees involved and, further, that Local 1401 AFSCME, AFL-CIO had submitted proposals for a new agreement on August 13, 1974 following which the parties had commenced bargaining on such new agreement. On December 17, 1974 the Commission sent a letter to the Petitioner advising it of the above facts and expressing the Commission's policy not to process petitions for elections unless such petitions are filed in a 60-day period immediately preceding the date on which the collective bargaining agreement may be reopened. On January 8, 1975 the Commission received a letter from the Petitioner requesting the withdrawal of its petition.

Dated at Madison, Wisconsin this 14th day of January, 1975.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

By


Morris Slavney, Chairman


Herman Torosian, Commissioner